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UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF VIRGINIA

NEWPORT NEWS DIVISION**Tuesday, February 18, 2020****MINUTES OF PROCEEDINGS IN** Open Court**PRESENT:** THE HONORABLE Henry Coke Morgan, Jr., Senior United States District JudgeCourtroom Deputy: Lori BaxterLaw Clerk: Josh LangReporter: Heidi Jeffreys, OCR

Set: 11:00 a.m.	Started: 11:00 a.m.	Ended: 11:47 a.m.
Case No. 4:19cv52		
Robert A. Herndon, <i>on behalf of himself and all others similarly situated</i>		
v.		
Huntington Ingalls Industries, Inc. The HII Administrative Committee		
Appearances: Mark P. Kindall and Robert A. Iazard for the Plaintiff. Emily S. Costin, David Godofsky, and Robert W. McFarland for the Defendant.		
Hearing held re [10] Motion to Dismiss for Failure to State a Claim by Defendants. Arguments of counsel. Comments of Court. For the reasons stated on the record, the Court DENIES the motion to dismiss. Discovery is closed in this case however the parties will need a new trial date and will submit a proposed order. Court adjourned.		